

ORIGINAL
FILE

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
)
Revocation of License of)
)
SANDRA V. CRANE)
Amateur Radio Station)
N6TFO)
)
and)
)
Suspension of License of)
)
SANDRA V. CRANE)
Amateur Extra Class)
Radio Operator License)
)
and)
)
Revocation of License of)
)
CHARLES P. PASCAL)
Amateur Radio Station)
WB6CIY)
)
and)
)
Suspension of License of)
)
CHARLES P. PASCAL)
Amateur Extra Class)
Radio Operator License)

PR Docket No. 92-119

RECEIVED
SEP 15 1992
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Administrative Law Judge Joseph Chachkin

SUBMISSION OF EXECUTED COPIES OF AFFIDAVITS

The Chief, Private Radio Bureau (Bureau), by his attorneys, submits the attached executed copies of the rebuttal affidavits of Bureau witnesses James Georgias, Fred Maia and David Morse. These replace the

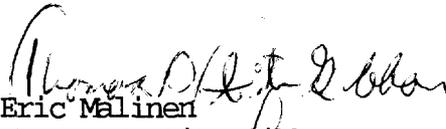
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unexecuted copies furnished with the Bureau's submission of its rebuttal case yesterday, September 14, 1992.

Respectfully submitted,

Ralph A. Haller
Chief, Private Radio Bureau

By:


Eric Malinen
Thomas D. Fitz-Gibbon
Attorneys

Attachments

Dated: September 15, 1992

Certificate of Service

I, Ivy Harris, certify that on September 15, 1992 a copy of the foregoing SUBMISSION OF EXECUTED COPIES OF AFFIDAVITS, filed on behalf of the Chief, Private Radio Bureau, was sent by First Class mail to:

Martin J. Barab, Esq.
9606 Santa Monica Boulevard,
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Beverly Hills, California 90210

George L. Lyon, Jr., Esq.
Lukas, McGowan, Nace & Gutierrez
1819 H Street, N.W.,
Seventh Floor
Washington, D.C. 20006
(Hand-carried)

Joseph Chachkin
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W., Room 226
Washington, D.C. 20554
(Hand Carried)

A handwritten signature in cursive script, appearing to read "Ivy Harris", is written over a horizontal line.

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REBUTTAL AFFIDAVIT OF JAMES GEORGIAS

I, James Georgias, being first duly sworn, depose and state as follows:

1. During my initial October, 1991, telephone conversation with Charles P. Pascal, he did not request "sample" examinations. He requested access to the tests that Devry-accredited Volunteer Examiners (VEs) would actually administer to his students. I refused to provide them and told Mr. Pascal that, in the Devry program, only the leader of a volunteer examiner team has knowledge of the contents of the examinations that the team

administers. There was absolutely no room for misunderstanding between us on these points.

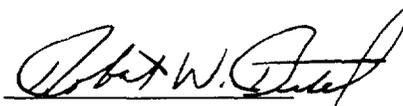
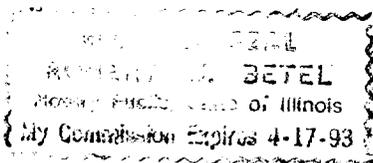
2. I had never heard of Mr. Pascal before our initial telephone conversation. I was so shocked at the blatancy of his request that I immediately called Renee Santos, the Devry VE liaison in Southern California, to get information about Mr. Pascal.

3. In a subsequent October 1991 telephone conversation, I agreed to send Mr. Pascal a copy of the software that Devry VEC provides to VEs who prepare examinations. I am familiar with this software. It selects examination questions on a random basis and does not emphasize antenna design or other technical matters. Also, the reputation of this software, so far as I am aware, is not such as to suggest any bias favoring antenna design or other technical matters.



James Georgias

Subscribed and sworn to before me this 11th day of September, 1992.



Notary Public

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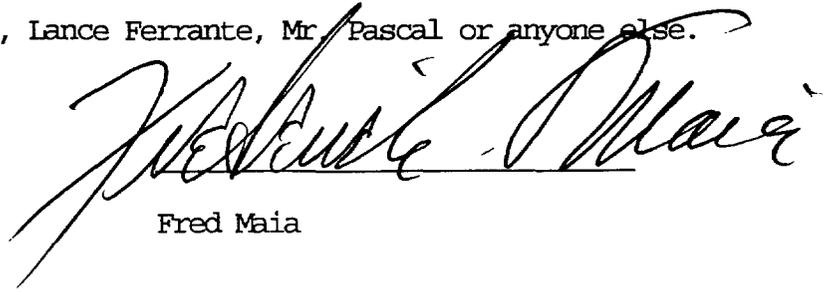
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REBUTTAL AFFIDAVIT OF FRED MAIA

I, Fred Maia, being first duly sworn, depose and state as follows:

I did not ever suggest to Charles P. Pascal that he enter a partnership with Gordon West. I have never discussed such a matter with Mr. Pascal. I did not tell Mr. Pascal that "You won't play ball with Gordon West so, as far as I am concerned, I want you out of business" and I did not make any similar

statement to Edward McKinley, Lance Ferrante, Mr Pascal or anyone else.



Fred Maia

Subscribed and sworn to before me this ~~12th~~ day of September 1992.
14th day



Notary Public



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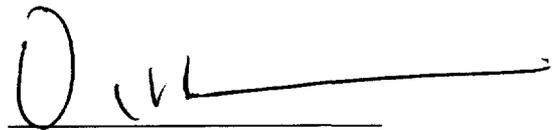
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REBUTTAL AFFIDAVIT OF DAVID MORSE

I, David Morse, being first duly sworn, depose and state as follows:

1. I hold the license for amateur station WW7K and an Amateur Extra Class operator license. I am a volunteer examiner accredited by the ARRL-VEC, the W5YI VEC, and the Greater Los Angeles Amateur Radio Group VEC and at the times relevant to this proceeding, I was the Official Observer Coordinator in the Los Angeles area for the American Radio Relay League's Amateur Auxiliary program.

2. I did not approach Charles P. Pascal about my becoming a partner in the California Amateur Radio School. In fact, I never discussed the subject with Mr. Pascal. I did not suggest that Mr. Pascal "dump" Sandra V. Crane. I did not tell Mr. Pascal that, since I was the Official Observer Coordinator for the Los Angeles area, he would have "no trouble" testing his students.



David Morse

Subscribed and sworn to before me this 12th day of September, 1992.



Notary Public

